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3 E-filed on 2/14/07

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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION

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11 FINANCIAL FEDERAL CREDIT INC.

12 Plaintiff,

13 v.

14 MATRIX DYNAMICS, INC. and ADAM
15 GREGORCZUK,

16 Defendants.

17 No. C-05-01405 RMW

18 ORDER TO SHOW CAUSE

19 On May 19, 2006 plaintiff Financial Federal Credit Inc. filed a motion for summary
20 judgment of its claims against defendant Adam Gregorczuk and an award of \$94,913.75, along with
21 attorney's fees and costs. The matter was heard on July 7, 2006. The court requested that plaintiff
22 file a supplemental declaration supporting its computation of damages and its request for attorney's
23 fees in accordance with the Civil Local Rules. Plaintiff has not done so. Plaintiff is hereby ordered
24 to appear on Friday, March 2, 2007, at 9:00 a.m. in courtroom 6, to show cause why this case should
25 not be dismissed for failure to prosecute. Plaintiff is further ordered to file written declaration by
February 23, 2007 explaining why plaintiff has not complied with the court's previous order and
why this case should not be dismissed for failure to prosecute.

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DATED: 2/14/07


RONALD M. WHYTE
United States District Judge

1 **THIS SHALL CERTIFY THAT A COPY OF THIS ORDER HAS BEEN PROVIDED TO:**

2 **Counsel for Plaintiff(s):**

3 Dennis D. Miller
Stein & Lubin LLP
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6 **Counsel for Defendant(s):**

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8 3380 Victor Court
Santa Clara, CA 95054
9 408-346-2870

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11
12 Date: 2/14/07

SPT
Chambers of Judge Whyte